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By ECF
Hard copy to follow by mail

The Hon. Colleen McMahon
United States District Judge
Southern District of New York
500 Pearl Street
New York, NY 10007

April 26, 2023
MEMO ENDORSED
4/27/2023 OK M W CW

*Re: United States v. Pedro Rivera,
22 Cr. 082 (CM)*

Dear Judge McMahon:

I represent Defendant Pedro Rivera in the above referenced matter, and I write to request a modification in Mr. Rivera's conditions of pretrial release.

At present, Mr. Rivera has been placed on home incarceration with travel restricted to the SDNY, EDNY, and D.NJ for purposes of allowing him to travel between his job in New York and his home in New Jersey. With the consent of Pretrial Services, Officer Ashley Cosme, I write to request that his home incarceration be rescinded and replaced by a curfew with the curfew hours determined at the discretion of Pretrial Services.

This request is being made, among other reasons, because Mr. Rivera's lease on his current apartment expires on or about May 15, 2023, so he needs greater flexibility in his travel to permit him the ability to find a new apartment in this limited time. I apologize for not writing this Court sooner, however I was only appointed to represent Mr. Rivera two weeks ago in place of his former counsel, Ted del Valle, and I had not realized the time-sensitivity of Mr. Rivera's request until now.

I have spoken with Assistant United States Attorney Ashley Nicolas who stated that her office defers to Pretrial Services. As stated, I have also spoken with Pretrial Services Officer Ashley Cosme who has confirmed her office's consent to the instant application.

Accordingly, the undersigned respectfully requests that Defendant Pedro Rivera's conditions of pretrial release be modified in that his home incarceration be rescinded and replaced by a curfew with the curfew hours determined at the discretion of Pretrial Services.

DOCUMENT

ELECTRONICALLY FILED

DOC #: _____

DATE FILED: 4/27/23

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Thank you for your time and consideration.

Respectfully submitted,



Michael K. Bachrach
Attorney for Defendant Pedro Rivera

cc: All parties of record (by ECF)